CLOSED,TYPE I−FOIA

# U.S. District Court
# District of Columbia (Washington, DC)
# CIVIL DOCKET FOR CASE #: 1:18−cv−00551−TNM

WILDEARTH GUARDIANS v. U.S. BUREAU OF LAND MANAGEMENT
Assigned to: Judge Trevor N. McFadden
Demand: $0
Cause: 05:552 Freedom of Information Act

Date Filed: 03/09/2018
Date Terminated: 04/12/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**WILDEARTH GUARDIANS**

represented by **Kelly E. Nokes**
WESTERN ENVIRONMENTAL LAW CENTER
208 Paseo del Pueblo Sur
No. 602
Taos, NM 87571
(575) 613−8051
Email: nokes@westernlaw.org
*LEAD ATTORNEY*
*ATTORNEY TO BE NOTICED*

**Samantha Ruscavage−Barz**
WILDEARTH GUARDIANS
516 Alto Street
Santa Fe, NM 87501
(505) 401−4180
Fax: (505) 213−1895
Email: sruscavagebarz@wildearthguardians.org
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**U.S. BUREAU OF LAND MANAGEMENT**

represented by **Scott Leeson Sroka**
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252−7113
Fax: (202) 252−2599
Email: scott.sroka@usdoj.gov
*LEAD ATTORNEY*
*ATTORNEY TO BE NOTICED*

| Date Filed | # | Docket Text |
|---|---|---|
| 03/09/2018 | 1 | COMPLAINT *for Declaratory and Injunctive Relief* against U.S. BUREAU OF LAND MANAGEMENT ( Filing fee $ 400 receipt number 0090−5366697) filed by WILDEARTH GUARDIANS. (Attachments: # 1 Civil Cover Sheet, # 2 Summons US Attorney General, # 3 Summons US Bureau of Land Management, # 4 Summons US Attorney)(Ruscavage−Barz, Samantha) (Attachment 1 replaced on 3/22/2018) (znmw). (Entered: 03/09/2018) |
| 03/09/2018 | 2 | Corporate Disclosure Statement by WILDEARTH GUARDIANS. (Ruscavage−Barz, Samantha) (Entered: 03/09/2018) |
| 03/09/2018 | | Case Assigned to Judge Trevor N. McFadden. (zsth) (Entered: 03/09/2018) |

| | | |
|---|---|---|
| 03/09/2018 | 3 | SUMMONS (3) Issued Electronically as to U.S. BUREAU OF LAND MANAGEMENT, U.S. Attorney and U.S. Attorney General (Attachments: # 1 Notice and Consent)(zsth) (Entered: 03/09/2018) |
| 03/28/2018 | 4 | ENTERED IN ERROR.....RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/19/2018. Answer due for ALL FEDERAL DEFENDANTS by 4/18/2018. (Ruscavage−Barz, Samantha) Modified on 3/29/2018 (znmw). (Entered: 03/28/2018) |
| 03/28/2018 | 5 | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/19/18. (Ruscavage−Barz, Samantha) (Main Document 5 replaced on 3/29/2018) (znmw). (Entered: 03/28/2018) |
| 03/28/2018 | 6 | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. BUREAU OF LAND MANAGEMENT served on 3/19/2018 (Ruscavage−Barz, Samantha) (Main Document 6 replaced on 3/29/2018) (znmw). (Entered: 03/28/2018) |
| 03/28/2018 | 7 | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/19/2018. Answer due for ALL FEDERAL DEFENDANTS by 4/18/2018. (Ruscavage−Barz, Samantha) (Main Document 7 replaced on 3/29/2018) (znmw). (Entered: 03/28/2018) |
| 03/29/2018 | | NOTICE OF CORRECTED DOCKET ENTRY: Docket Entry 4 Summons Returned Executed in FOIA as to U.S. Attorney was entered in error (incorrect document attached) and was refiled as Docket Entry 7 Summons Returned Executed as to U.S. Attorney. (znmw) (Entered: 03/29/2018) |
| 04/13/2018 | 8 | NOTICE of Appearance by Scott Leeson Sroka on behalf of All Defendants (Sroka, Scott) (Entered: 04/13/2018) |
| 04/13/2018 | 9 | NOTICE of Appearance by Kelly E. Nokes on behalf of WILDEARTH GUARDIANS (Nokes, Kelly) (Main Document 9 replaced on 4/16/2018) (ztd). (Entered: 04/13/2018) |
| 04/13/2018 | 10 | ANSWER to Complaint by U.S. BUREAU OF LAND MANAGEMENT.(Sroka, Scott) (Entered: 04/13/2018) |
| 04/16/2018 | | VACATED PURSUANT TO MINUTE ORDER FILED 5/9/18. . . . .NOTICE OF HEARING: The parties shall take notice that an Initial Scheduling Conference is scheduled for 5/14/2018, at 10:00 AM in Courtroom 2, before Judge Trevor N. McFadden. (hmc) Modified on 5/10/2018 (ztd). (Entered: 04/16/2018) |
| 04/20/2018 | 11 | STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are hereby ORDERED to read and comply with the directives in the attached standing order. Signed by Judge Trevor N. McFadden on 4/20/18. (lctnm1) (Entered: 04/20/2018) |
| 05/09/2018 | 12 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 05/09/2018) |
| 05/09/2018 | | MINUTE ORDER: Upon consideration of the parties' 12 Joint Status Report, the Initial Scheduling Conference scheduled for May 14, 2018 is VACATED and the parties are directed to file a further Joint Status Report by June 29, 2018, including a proposed schedule for rolling productions and any further proceedings the parties may think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 5/9/18. (lctnm1) (Entered: 05/09/2018) |
| 05/10/2018 | | Set/Reset Deadlines: Joint Status Report due by 6/29/2018. (hmc) (Entered: 05/10/2018) |
| 06/29/2018 | 13 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 06/29/2018) |
| 07/02/2018 | | MINUTE ORDER: Upon consideration of the parties' 13 Joint Status Report, the parties are ordered to file a further Joint Status Report by July 13, 2018. SO ORDERED. Signed by Judge Trevor N. McFadden on 7/2/18. (lctnm1) (Entered: 07/02/2018) |

| | | |
|---|---|---|
| 07/02/2018 | | Set/Reset Deadlines: A further Joint Status Report is due by 7/13/2018. (hmc) (Entered: 07/02/2018) |
| 07/13/2018 | 14 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 07/13/2018) |
| 07/13/2018 | | MINUTE ORDER: Upon consideration of the parties' 14 Joint Status Report, the parties are ordered to file a further Joint Status Report by August 27, 2018. SO ORDERED. Signed by Judge Trevor N. McFadden on 7/13/18. (lctnm1) (Entered: 07/13/2018) |
| 07/13/2018 | | Set/Reset Deadlines: A further Joint Status Report is due by 8/27/2018. (hmc) (Entered: 07/13/2018) |
| 08/27/2018 | 15 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 08/27/2018) |
| 08/27/2018 | | MINUTE ORDER: Upon consideration of the parties' 15 Joint Status Report, the parties are ordered to file a further Joint Status Report by September 27, 2018, including a proposed schedule for any further proceedings they think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 8/27/18. (lctnm1) (Entered: 08/27/2018) |
| 08/28/2018 | | Set/Reset Deadlines: A further Joint Status Report is due by 9/27/2018. (hmc) (Entered: 08/28/2018) |
| 09/18/2018 | 16 | NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018) |
| 09/27/2018 | 17 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 09/27/2018) |
| 09/27/2018 | | MINUTE ORDER: Upon consideration of the parties' 17 Joint Status Report, the parties are ordered to file a further Joint Status Report by October 31, 2018, including a proposed schedule for any further proceedings they think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 9/27/18. (lctnm1) Modified on 9/27/2018 (hmc). (Entered: 09/27/2018) |
| 09/27/2018 | | Set/Reset Deadlines: Joint Status Report due by 10/31/2018. (hmc) (Entered: 09/27/2018) |
| 10/31/2018 | 18 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 10/31/2018) |
| 11/01/2018 | | MINUTE ORDER. It is hereby ORDERED that the parties shall appear for a status conference hearing on December 7, 2018 at 10:00 AM in Courtroom 2 before Judge Trevor N. McFadden. Signed by Judge Trevor N. McFadden on 11/1/18. (lctnm1) (Entered: 11/01/2018) |
| 11/02/2018 | | Set/Reset Hearings: Status Conference set for 12/7/2018 at 10:00 AM in Courtroom 2 before Judge Trevor N. McFadden. (hmc) (Entered: 11/02/2018) |
| 12/04/2018 | | MINUTE ORDER. In lieu of the status conference scheduled for December 7, 2018, parties may file a further Joint Status Report by noon on Thursday, December 6, 2018 proposing a detailed schedule for proceeding in this matter. The schedule should address, among other things, the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, and a briefing schedule for dispositive motions, if required. If the parties cannot fully comply with this requirement now, they are ORDERED to appear for the scheduled status conference at 10 a.m. on Friday, December 7, 2018. Signed by Judge Trevor N. McFadden on 12/4/18. (lctnm1) (Entered: 12/04/2018) |
| 12/04/2018 | | Set/Reset Deadlines: Joint Status Report due by noon on 12/6/2018. (hmc) (Entered: 12/04/2018) |
| 12/06/2018 | 19 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 12/06/2018) |

| | | |
|---|---|---|
| 12/06/2018 | | MINUTE ORDER vacating the status conference scheduled for December 7, 2018. Parties are ORDERED to file a further Joint Status Report on or before January 7, 2019, including a proposed schedule for any further proceedings they think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 12/6/18. (lctnm1) (Entered: 12/06/2018) |
| 12/06/2018 | | Set/Reset Deadlines: Joint Status Report due by 1/7/2019. (hmc) (Entered: 12/06/2018) |
| 01/04/2019 | 20 | Unopposed MOTION to Stay , MOTION for Extension of Time to *in Light of Lapse of Appropriations* by U.S. BUREAU OF LAND MANAGEMENT (Attachments: # 1 Text of Proposed Order)(Hudak, Brian) (Entered: 01/04/2019) |
| 01/07/2019 | | MINUTE ORDER granting 20 Motion to Stay. Upon considering the Defendant's 20 Unopposed Motion to Stay, it is hereby ordered that this matter shall be stayed until Congress has restored appropriations to the Department of Justice. It is further ordered that the Defendant will notify the Court immediately upon resumption of appropriations. Signed by Judge Trevor N. McFadden on 1/7/2019. (lctnm1) (Entered: 01/07/2019) |
| 02/01/2019 | | MINUTE ORDER. The stay in this case is hereby lifted because Congress has restored appropriations to the Department of Justice. The Government is hereby ORDERED to produce all appropriate responsive records to the Plaintiff by February 11, 2019. The parties are hereby further ORDERED to file a Joint Status Report on or before February 15, 2019, including a proposed schedule for any further proceedings that they think are necessary. Signed by Judge Trevor N. McFadden on 2/1/2019. (lctnm1) (Entered: 02/01/2019) |
| 02/04/2019 | | Set/Reset Deadlines: Government's production to the Plaintiff due by 2/11/2019. Joint Status Report due by 2/15/2019. (hmc) (Entered: 02/04/2019) |
| 02/14/2019 | 21 | Joint STATUS REPORT by WILDEARTH GUARDIANS. (Nokes, Kelly) (Entered: 02/14/2019) |
| 02/14/2019 | | MINUTE ORDER: Upon consideration of the parties' 21 Joint Status Report, it is hereby ORDERED that the parties shall submit a further joint status report on or before March 15, 2019, to inform the Court of the status of settlement negotiations and propose a schedule for further proceedings, if necessary. Signed by Judge Trevor N. McFadden on 2/14/2019 (lctnm1) (Entered: 02/14/2019) |
| 02/14/2019 | | Set/Reset Deadlines: Joint Status Report due by 3/15/2019. (hmc) (Entered: 02/14/2019) |
| 03/15/2019 | 22 | Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 03/15/2019) |
| 03/15/2019 | | MINUTE ORDER: Upon consideration of the parties' 22 Joint Status Report, it is hereby ORDERED that the parties shall submit a further joint status report on or before April 15, 2019, to inform the Court of the status of settlement negotiations and propose a schedule for further proceedings, if necessary. Signed by Judge Trevor N. McFadden on 3/15/2019 (lctnm1) (Entered: 03/15/2019) |
| 03/15/2019 | | Set/Reset Deadlines: Joint Status Report due by 4/15/2019. (hmc) (Entered: 03/15/2019) |
| 04/12/2019 | 23 | STIPULATION of Dismissal by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 04/12/2019) |
| 04/12/2019 | | MINUTE ORDER. Upon consideration of the parties' 23 Stipulation of Dismissal, this matter is DISMISSED with prejudice per the terms of the stipulation. The Clerk of Court is directed to close the case. Signed by Judge Trevor N. McFadden on 4/12/2019. (lctnm1) (Entered: 04/12/2019) |